

UNITED STATES DISTRICT COURT

for the

Eastern District of Tennessee



Kolby Duckett, David Schilling, and David Holloway

Plaintiff

v.

Chief Brian Hickman, Ted Rogers, and the City of
Collegedale, Tennessee

Defendant

Civil Action No. 1:19-cv-00295

SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION

To:

Sgt. Michael Westfield c/o Keith H. Grant

Robinson, Smith & Wells PLLC 633 Chestnut Street, Suite 700, Chattanooga, TN 37450

(Name of person to whom this subpoena is directed)

☒ **Testimony:** **YOU ARE COMMANDED** to appear at the time, date, and place set forth below to testify at a deposition to be taken in this civil action. If you are an organization, you must designate one or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about the following matters, or those set forth in an attachment:

Place: Robinson, Smith & Wells PLLC
633 Chestnut Street, Suite 700
Chattanooga, TN 37450

Date and Time:

09/09/2020 9:30 am

The deposition will be recorded by this method: Stenographic means before a court reporter

☐ **Production:** You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and must permit inspection, copying, testing, or sampling of the material:

The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: 8.12.20

CLERK OF COURT

OR

Signature of Clerk or Deputy Clerk

Janie P. Varnell
Attorney's signature

The name, address, e-mail address, and telephone number of the attorney representing (name of party) Kolby Duckett, David Schilling, and David Holloway, who issues or requests this subpoena, are:

Janie Parks Varnell, DAVIS & HOSS, P.C., 850 Fort Wood Street, Chattanooga, TN 37403 (423) 266-0605

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

Civil Action No. 1:19-cv-00295

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

I received this subpoena for (name of individual and title, if any) Sgt. Michael Westfield
on (date) 8.12.2020.

☒ I served the subpoena by delivering a copy to the named individual as follows:
Certified Mail Return Receipt
on (date) 8.17.2020; or

☐ I returned the subpoena unexecuted because:

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also
tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of
\$ _____.

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 8.20.2020

Haley Kaye
Server's signature

Haley Kays - Paralegal
Printed name and title

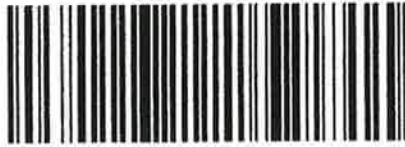
850 Fort Wood Street, Chattanooga, TN 37403
Server's address

Additional information regarding attempted service, etc.:

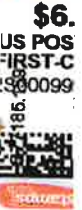
Davis & Hoss, PC
ATTORNEYS AT LAW

850 Fort Wood Street
Chattanooga, TN 37403

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Keith H. Grant
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<p>1. Article Addressed to:</p> <p><u>Sgt. Michael Westfield</u> <u>c/o Keith H. Grant</u> <u>Robison, Smith & Wells PLLC</u> <u>633 Chestnut Street, Suite 700</u> <u>Chattanooga, TN 37450</u></p>		<p>B. Received by (Printed Name) <u>Covid-19 50</u> C. Date of Delivery <u>8-17-20</u></p>	
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